

EXHIBIT 3

Fee Declaration

Susan McGraugh

1. I am one of the lawyers for the four Plaintiffs in the matter of Karen Kiel et al v. MHM Services, and three companion cases, all of which were consolidated for discovery and for trial. I served as the lead trial counsel in this matter. I am submitting this declaration in connection with the Plaintiffs' Motion for Attorney Fees, and am including my time records which are attached to this declaration.
2. I am 58 years old and employed at Saint Louis University School of Law where I hold the rank of Clinical Professor of Law. I am also the Director of the Criminal Defense Clinic. I've held these positions for the past twenty years. I graduated from Washington University School of Law in 1988. My career spans thirty years. From 1990-1998 I was a trial attorney for the Missouri State Public Defender. From 1998-2001, I served as a Municipal Judge for the City of St. Louis. I have tried over 100 felony jury trials to verdict.
3. I've received numerous awards for public service, including awards from the Missouri Lawyers Weekly, The Mound City Bar Association, and the Clinical Legal Education Association.
4. My legal career, with the exception of time employed as a Municipal Judge, has been spent in the service of poor people. On some of my criminal cases, I receive compensation from the US District Court Criminal Justice Act Panel (CJA Panel). I am a lead attorney and handle serious felony cases pending in both state and federal courts. I have tried over 100 felony jury trials to completion.
5. I am a member of the Missouri and Illinois Bars, the Eighth District Court of Appeal, and the Eastern and Western US District Courts of Missouri.

6. This lawsuit was pending for four and a half years. During that time, I have also been obligated to fulfill the requirements of my position as a professor in the clinic and as counsel for over a hundred clients charged with serious criminal offenses. This case resulted in my working additional hours above and beyond what Saint Louis University Law School expects of me, including evenings and weekends.
7. For the past twenty years, I have acted as pro bono counsel for women who are victims of domestic violence and sexual assault, for which I received an award from Legal Advocates for Abused Women in St. Louis. I have sought out and received special training on issues of trauma and serious mental illness among victims of physical and sexual abuse. I also have thirty years of experience in representing people who will be confined, are confined, or have been released from the Missouri Department of Corrections.
8. This case involved four and one half years of investigation, four and a half years of years of litigation, as well as significant litigation expenses. In my experience, the Attorney General's office devotes excellent attorneys and unlimited amounts of hours when it opposes lawsuits filed against the State. Multiple attorneys from the Office of the Attorney General represented the Defendants in this case. As lead trial counsel, it was my obligation and privilege to conduct the vast majority of the four day trial, including opening, closing, voir dire, direct examination of three plaintiffs and cross-examination of all the defense witnesses save one. These tasks involved considerable time and effort on my behalf, especially in the weeks leading up to the trial of this case. The Defendant filed over 200 exhibits with which I was obligated to become familiar. I was also responsible

for reviewing and accumulating medical records for each Plaintiff, save Ashley Zeiser, interpreting the results of the records and incorporating that evidence into the trial. I spent considerable time and effort in communicating with each plaintiff as well as preparing them for trial and for their testimony.

9. I believe the hourly rates sought by my colleagues are reasonable as they are comparable with the rates charged by similarly experienced attorneys in Missouri.

10. All of the Plaintiffs' Counsel here exercised reasonable billing judgment. We did not bill for many activities, and limited the number of attorneys for whom we billed when multiple attorneys participated in an activity. I personally did not bill for my participation in the multitude of phone, zoom and in-person meetings among counsel. I have not billed for the time of law students at Saint Louis University who helped with research and other tasks. I have not billed for any activity in which I was not the primary counsel.

11. The hourly rates for the attorneys in this case, and the number of hours expended, are fair and reasonable considering the result achieved, the expertise needed in dealing with the issues surrounding prison sexual abuse and the resultant physical, mental and emotional damage, the vigorous defense by the Attorney General, the large number of documents which had to be reviewed, the number of state employees we needed to depose, and other factors.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this, the 10th day of May, 2022, in St. Louis, Missouri.

/S/Susan McGraugh

Kiel et al v MHM Services

Time Sheet

Susan McGraugh

DATE	Description	TIME	CLIENT
November 13, 2018	prep for Bearden depo	1.3	JOINT
November 15, 2018	conduct Defendant Bearden deposition	4.5	JOINT
November 15, 2018	travel for Bearden deposition	7.2	JOINT
April 27, 2021	meet with George	1.5	George
April 27, 2021	Defend Plaintiff George deposition	1.1	George
April 27, 2021	Travel to/from George depo	5.5	George
August 19, 2021	Plaintiff records review	2.1	JOINT
September 13, 2021	Plaintiff records review	1.8	JOINT
September 15, 2021	Defend Betz depo	2.1	Betz
September 15, 2021	Meet with Betz	1.3	Betz
December 28, 2021	motion in limine research and write	.7	JOINT
December 30, 2021	motion in limine research	1	JOINT
January 12, 2022	Defendant exhibit review	.8	JOINT
January 13, 2022	voir dire prep and research	.5	JOINT
January 21, 2022	Pretrial conference	.9	JOINT
January 21, 2022	travel to KC for pretrial conference	7.2	JOINT
April 1, 2022	Defendant Bearden depositions review	1.5	JOINT
April 11, 2022	voir dire prep and research	1.3	JOINT
April 12, 2022	Prep and file Betz Habeas	.6	Betz
April 12, 2022	Defendant Bearden cross prep	2.1	JOINT
April 12, 2022	Defendant Bearden document review	2.0	JOINT
April 13, 2022	Witness Betz direct prep	2.5	Betz
April 14, 2022	Witness Zeiser direct research and prep	3.2	Zeiser
April 22, 2022	demonstrative evidence prep	1.5	JOINT

April 23, 2022	travel to KC for trial	3.6	JOINT
April 23, 2022	prep opening	1.8	JOINT
April 24, 2022	direct examination prep	3.0	Betz, George, Zeiser
April 24, 2022	witness prep George and Zeiser	4.1	George and Zeiser
April 25, 2022	trial	8.5	JOINT
April 25, 2022	trial prep-open and voir dire	1.8	JOINT
April 26, 2022	trial	9.0	JOINT
April 26, 2022	trial prep-witnesses Betz, George, Zeiser	1.2	Betz, George, Zeiser
April 27, 2022	trial	9.0	JOINT
April 27, 2022	trial prep-cross of Defendant Bearden	1.5	JOINT
April 28, 2022	trial	7.5	JOINT
April 28, 2022	trial prep-closing	2.1	JOINT
April 29, 2022	return to STL travel	3.6	JOINT
Total hours :		110.8	
Total fee: 110.8 x \$450		\$49,860	